

Brenda Jones  
President

Mary Sheffield  
President Pro Tem

# City of Detroit

## CITY COUNCIL



Janeé Ayers  
Scott Benson  
Raquel Castañeda-López  
Vacant  
Roy McCalister, Jr.  
André L. Spivey  
James Tate

Janice M. Winfrey  
City Clerk

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### REGULAR SESSION AGENDA

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TUESDAY, SEPTEMBER 14, 2021

## ***THIS MEETING WILL BE A VIRTUAL CITY COUNCIL MEETING***

***To attend by phone only, call one of these numbers: +1 929 436 2866, +1 312 626 6799, +1 669 900 6833, +1 253 215 8782, +1 301 715 8592, or +1 346 248 7799 Use Meeting ID: 330332554***

***With advance notice of seven calendar days, the City of Detroit will provide interpreter services at public meetings, including American Sign Language, language translation and reasonable ADA accommodations. Please contact the Civil Rights, Inclusion and Opportunity Department at (313) 224-4950, through the TTY number 711, or email [crio@detroitmi.gov](mailto:crio@detroitmi.gov) to schedule these services.***

***COUNCIL MEMBER RAQUEL CASTAÑEDA-LÓPEZ WILL PRESENT A SPIRIT OF DETROIT AWARD TO HONOR MR. DAVID SUMNERS, A GSD STAFF MEMBER***

## ***FLOOD UPDATE***

## **APPROVAL OF JOURNAL OF LAST SESSION**

## **UNFINISHED BUSINESS**

## **PRESIDENT'S REPORT ON STANDING COMMITTEE REFERRALS AND OTHER MATTERS**

## **INTERNAL OPERATIONS STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE:***

## **LAW DEPARTMENT**

1. Submitting reso. autho. **Settlement** in lawsuit of Jessica Webb v City Of Detroit, et al; Case No. 17-016249-NI, Case No. 18-012872-NF, File No. L17-00829, File No. L18-00651 (PMC), A20000, in the amount of **\$845,000.00** in full payment for any and all claims which Jessica Webb may have against the City

of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.

2. Submitting reso. autho. **Settlement** in lawsuit of Relief Physical Therapy & Rehab, Inc. v City of Detroit; Case No. 20-005793-NF, Citylaw File No. L20-00485, AA , Dept. Code A20000, and in the amount of **\$15,000.00**, in full payment for any and all claims which Relief Physical Therapy & Rehab, Inc., may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
3. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Lorena Johnson v Christine Kelly, City of Detroit et al; Civil Action Case No. 20-012723-NI for TEO Christine Kelly.
4. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Isha Days v Derry Fletcher and Detroit Department of Transportation; Case No. 20-007013-NI for TEO Derry Fletcher.
5. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Jonathon Finley v City of Detroit; Case No. 20-006408-NI for TEO Kaelin Dawson.
6. Submitting Proposed Ordinance to Amend Chapter 31 of the 2019 Detroit City Code, Offenses; Article II, Obstruction of Government, to amend Section 31-2-2 to expand prohibited conduct and enhance protections to City employees in the performance of their duties. ***(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?)***

#### **BOARD OF REVIEW/PROPERTY ASSESSMENT**

7. Submitting reso. autho. Adoption of New Title for Poverty Exemption Program in Accordance with MCL 211.7u. **(Homeowners Property Tax Assistance Program name was adopted by City Council several years ago with an attempt to uniquely identify the process and provide a more user friendly opportunity to access the exemption process without using the term poverty. During the course of its use, it has been found to be somewhat difficult to sometimes identify and/or use when communicating with the community, especially those that require the assistance. Because of its difficulty to use at times, there has been a number of appeals made from various community partners and organization along with certain internal discussion regarding the current program name. After consideration of different variations, it has been found that the title “Homeowners Property Exemption (H.O.P.E.)” is the simplest and most user friendly name. The title speaks to exactly what it is and creates an acronym that can be branded that provides encouragement. The Board of Review respectfully submits the attached resolution and humbly request that City Council adopt the new name of the program as “Homeowners Property Exemption (H.O.P.E.)”.)**

**MISCELLANEOUS**

8. **Council Member Raquel Castañeda-López** submitting memorandum relative to Proposed Rule Change for Required Council Ethics Training.

**PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:***

**CITY PLANNING COMMISSION**

9. Submitting report and Proposed Ordinance to Amend Chapter 50 of the 2019 Detroit City Code, Zoning, by amending Article XVII, Zoning District Maps, Section 50-17-8, District Map No. 7, to revise the existing R2 {Two-Family Residential District} zoning classification to the M2 (Restricted Industrial District) zoning classification for the parcels commonly known as 6063, 6081, 6060, 6068, 6074, and 6080 Hecla Street. **(RECOMMEND APPROVAL)**  
***(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?)***

**PUBLIC HEALTH AND SAFETY STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:***

**LEGISLATIVE POLICY DIVISION**

10. Submitting report relative to Possible Predatory Parking Practice. **(The Legislative Policy Division (LPD) has received a request for Council Member Roy McCalister, Jr. to look into a citizen complaint regarding a potential predatory parking practice that may have occurred at a Downtown Detroit parking lot. LPD has obtain information regarding the incident and submits this report for City Council's review.)**

**VOTING ACTION MATTERS**

**OTHER MATTERS**

**COMMUNICATIONS FROM MAYOR AND OTHER GOVERNMENTAL OFFICIALS AND AGENCIES**

**PUBLIC COMMENT**

**STANDING COMMITTEE REPORTS**

**BUDGET, FINANCE AND AUDIT STANDING COMMITTEE**

**OFFICE OF THE CITY CLERK/CITY PLANNING COMMISSION**

11. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Applications for the new construction of ten condominiums located at 1450 Townsend Avenue, Units 26 - 35 in the Islandview Neighborhood Enterprise Zone area. **(CORRECTED RESOLUTION/RECOMMEND APPROVAL)**
12. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Application for the rehabilitation of an existing residential condominium located at 4154 Second Avenue in the Midtown Neighborhood Enterprise Zone area **(RECOMMEND APPROVAL)**
13. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Application for the rehabilitation of a 45-unit residential apartment building located at 484 Brainard Avenue in the Brainard Neighborhood Enterprise Zone area **(RECOMMEND APPROVAL) (REPORTED OUT OF THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE ON 9-8-21 PENDING RECEIPT OF REQUESTED INFORMATION (COUNCIL MEMBER AYERS AWAITING CLARIFICATION FROM CITY PLANNING COMMISSION, IF THIS FALLS UNDER THE ORDINANCE))**
14. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Applications for the new construction of 123 market-rate rental units located at 444 Watson referred to as Brush Watson Unit 2 building in the Woodward Place Neighborhood Enterprise Zone area. **(RECOMMEND APPROVAL) (REPORTED OUT OF THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE ON 9-8-21 PENDING RECEIPT OF REQUESTED INFORMATION (COUNCIL MEMBER AYERS AWAITING CLARIFICATION FROM CITY PLANNING COMMISSION, IF THIS FALLS UNDER THE ORDINANCE))**

## **INTERNAL OPERATIONS STANDING COMMITTEE**

### **OFFICE OF CONTRACTING AND PROCUREMENT**

15. **McCalister**, reso. autho. **Contract No. 6001286** - 100% City Funding – AMEND 1 – To Provide an Extension of Time Only for Citywide Cell Phone Services. – Contractor: T-Mobile US, Inc. – Location: 12920 SE 38<sup>th</sup> Street, Bellevue, WA 98006 – Contract Period: Upon City Council Approval through March 31, 2022 – Total Contract Amount: \$0.00. **DoIT (*Total Contract Amount: \$4,500,000.00. Original Contract Period: November 21, 2018 through August 31, 2021.*) (REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 9-8-21 PENDING DOCUMENTATION)**
16. **McCalister**, reso. autho. **Contract No. 6001289** - 100% City Funding – AMEND 1 – To Provide an Extension of Time Only for Citywide Cell Phone Services. – Contractor: Verizon Wireless – Location: One Verizon Way, Basking Ridge, NJ 07920 – Contract Period: Upon City Council Approval

through March 31, 2022 – Total Contract Amount: \$0.00. **DoIT** (*Total Contract Amount: \$7,500,000.00. Original Contract Period: August 28, 2018 through August 31, 2021.*) (REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 9-8-21 PENDING DOCUMENTATION)

17. **McCalister**, reso. autho. **Contract No. 6001361** - 100% City Funding – AMEND 1 – To Provide an Increase of Funds Only to Supply Moving Services for Ballot Boxes, Booths, Ramps and Signs. – Contractor: Premier Relocations, LLC – Location: 45200 Grand River Avenue, Novi, MI 48375 – Contract Period: April 16, 2018 through December 2, 2021 – Contract Increase Amount: \$176,485.77 – Total Contract Amount: \$656,485.77. **ELECTIONS**
18. **McCalister**, reso. autho. **Contract No. 6002716** - 100% City Funding – AMEND 1 – To Provide an Extension of Time Only for Expert Witness Testimony in Connection with the Pending Property Tax Appeal by MGM Grand v City of Detroit, MTT No. 15-002842. – Contractor: Eggan Law, PLLC – Location: 4 Woods Lane, Newtown, CT 06470 – Contract Period: January 1, 2022 through December 31, 2023 – Total Contract Amount: \$0.00. **LAW** (*Total Contract Amount: \$50,000.00. Original Contract Period: January 9, 2020 through December 31, 2021.*)
19. **McCalister**, reso. autho. **Contract No. 6003176** - 100% City Funding – To Provide a Flexible Spending Account for CoD Employees. – Contractor: Navia Benefit Solutions, Inc. – Location: 600 Naches Avenue SW, Renton, WA 98057 – Contract Period: Upon City Council Approval through December 31, 2025 – Total Contract Amount: \$380,000.00. **HUMAN RESOURCES**

#### **LAW DEPARTMENT**

20. **McCalister**, reso. autho. **Settlement** in lawsuit of Back to You Rehab PLLC (Gail Brown) v. City of Detroit; Case No.: 20-163200-GC, File No.: L20-00823, AA, A20000, and in the amount of **\$10,440.00**, in full payment for any and all claims which BACK TO YOU REHAB PLLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
21. **McCalister**, reso. autho. **Settlement** in lawsuit of Laboratory Specialists of MI (Jamin Dubose) v City of Detroit; Case No. 21-141911-GC, File No. L21-00149 (CLR) A20000, in the amount of **4,000.00** in full payment for any and all claims which Laboratory Specialists of Michigan, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
22. **McCalister**, reso. autho. **Settlement** in lawsuit of Phoenix Physical Therapy and Continuous Transportation (Rodney Baldwin) et al. v City of Detroit; Case No: 20-002713-NF; File No: L20-00128, Alfred Ashu (P82536) in the amount of \$15,000.00 in full payment for any and all claims which Phoenix Physical

Therapy And Continuous Transportation may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about September 24, 2018. **(REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 9-8-21 WITHOUT RECOMMENDATION)**

23. **McCalister**, reso. autho. **Settlement** in lawsuit of Affiliated Diagnostics of Oakland (James Franklin) v City of Detroit; Case No. 20-142973 (36<sup>th</sup> District Court), File No. L20-00068 (GBP), A20000, in the amount of **\$3,500.00** in full payment for any and all claims which Affiliated Diagnostics of Oakland may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
24. **McCalister**, reso. autho. **Settlement** in lawsuit of Jones, Alonzo v City of Detroit and Reginald Clark; Case No. 20-0043657-NI, File No. L20-00300 (SVD), in the amount of **\$16,500.00** in full payment for any and all claims which Alonzo Jones may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
25. **McCalister**, reso. autho. **Settlement** in lawsuit of Braxton-Stephenson, Kimberly v City of Detroit; Case No. 20-013279-NF, File No. L20-00771 (SVD), in the amount of **\$25,000.00** in full payment for any and all claims which Kimberly Braxton may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
26. **McCalister**, reso. autho. **Settlement** in lawsuit of Butler, Deandre v City of Detroit, Antonio Johnson, et al.; 20-006811-NI, L20-00454 (TO) A20000, in the total amount of **\$47,000.00** in full payment for any and all claims which Deandre Butler, Elite Chiropractic, Applied Rehab & Physical Therapy, LLC, and Rock Rehabilitation Center, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
27. **McCalister**, reso. autho. **Settlement** in lawsuit of Integrated MRI (Lowery, William) v City of Detroit; Case No. 20-162130-NF, File No. L20-00424 (CBO), A20000, in the amount of **\$12,000.00** in full payment for any and all claims which Integrated MRI may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
28. **McCalister**, reso. autho. **Settlement** in lawsuit of Jakira Horton v City of Detroit et al.; Case No. 21-000614-NF, File No. L21-00096 (MA) A47000, in the amount of **\$27,500.00** in full payment for any and all claims which Jakira Horton may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
29. **McCalister**, reso. autho. **Settlement** in lawsuit of Jann, Jr., Michael et al. v Janee Ayers, City of Detroit, et al.; Case No. 20-002015-NI, File No. L20-00106

(EG) A52000, in the total amount of **\$135,000.00** in full payment for any and all claims which Michael Jann, Jr. and Alexandru Conde may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.

30. **McCalister**, reso. autho. **Settlement** in lawsuit of Desma Jordan, et al v City of Detroit; Case No. 20-007814-NI, File No. L20-00500 (MBC), A20000, in the amount of **\$65,000.00** and a warrant in favor of True Scan LLC and their attorney Erskine Law in the amount of **\$5,000.00** and Advance Pain Care LLC and their attorney The Dollar Law Firm, P.C in the amount of **\$4,500.00** in full payment for any and all claims which Desma Jordan, True Scan, LLC and Advance Pain Care, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
31. **McCalister**, reso. autho. **Settlement** in lawsuit of Reason, Roland v City of Detroit, Christa Towns, et al.; Case No. 20-007906-NI, File No. L20-00413 (PP) in the amount of **\$67,500.00** in full payment for any and all claims which Roland Reason may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
32. **McCalister**, reso. autho. **Settlement** in lawsuit of Tox Testing, et al. (Demarco Vines) v City of Detroit; Case No. 19-012087-NF, File No. L19-00540 (PH) in the amount of **\$20,000.00** in full payment for any and all claims which Greenfield and 9 Mile Medical Center, PLLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
33. **McCalister**, reso. autho. **Settlement** in lawsuit of Tox Testing, et al. (Demarco Vines) v City of Detroit; Case No. 19-012087-NF, File No. L19-00540 (PH) in the amount of **\$12,000.00** in full payment for any and all claims which Tox Testing Inc. may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
34. **McCalister**, reso. autho. **Settlement** in lawsuit of Tox Testing Labs (Desma Jordan), et al. v City of Detroit; Case No. 21-151703-GC, File No. L21-00289 (MBC), A20000, in the amount of **\$9,000.00** in full payment for any and all claims which Tox Testing Labs, Inc. ; Tox Testing Inc.; Metro Toxicology Labs; Select Medical Group and US Pharmaceuticals d/b/a/ Meds Direct Pharmacy may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
35. **McCalister**, reso. autho. **Settlement** in lawsuit of Wook Kim MD, D/B/A Farmbrook Interventional Pain & EMG v City Of Detroit; 19-011475-NF, L19-00598, AA, A20000, and in the amount of **\$50,000.00**, in full payment for any and all claims which Wook Kim MD, D/B/A Farmbrook Interventional Pain and

EMG may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.

36. **McCalister**, reso. autho. **Settlement** in lawsuit of Alston, Mark v City of Detroit and Naseem-Abdulsalam Al-Awlaqi; Case No: 20-008485-NI, File No: L20-00626 (EG) A20000, in the amount of **\$20,000.00** in full payment for any and all claims which Mark Alston may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
37. **McCalister**, reso. autho. **Settlement** in lawsuit of Gordon, Dena v City of Detroit, Martha Gillenwater, et al.; Case No. 20-011704-NI, File No. L20-00861 (PH) A20000, in the amount of **\$16,000.00** in full payment for any and all claims which Dena Gordon may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
38. **McCalister**, reso. autho. **Settlement** in lawsuit of One Step Rehab, LLC (James Clark) v City of Detroit; Case No. 20-008814-NF, File No. L20-00459 (CB), A20000, in the amount of **\$24,000.00** in full payment for any and all claims which One Step Rehab, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
39. **McCalister**, reso. autho. **Settlement** in lawsuit of Prism Lab, LLC (David Wells) v City of Detroit; Case No. 20-168632-GC, File No. L21-00083(CLR) A20000, in the amount of **\$2,950.00** in full payment for any and all claims which Prism Lab, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
40. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Laurence Johnson v City of Detroit, Vincent Hogan, et al.; Case No. 21-001493-NI; L21-00141 (MA) for TEO Vincent Hogan.
41. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Anthony Bledsoe v City of Detroit, et al; Case No. 20-008516-NI: for TEO Anthony Harbin.
42. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Terry McDaniel v James Townsend and City of Detroit; Civil Action Case No. 20-008697-NI for TEO James Townsend.
43. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Natasha Love v City of Detroit et al; Case No. 20-003828-NI for TEO Michael Greene.
44. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Johnnie Earl v City of Detroit, et al.; Civil Action Case No. 21-000639-NI for TEO Prezjuan Johnson.



**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS**

45. **McCalister**, reso. autho. To submit a grant application to Ballmer Group for the Criminal Justice Funding Opportunity Grant. **(The Law Department is hereby requesting authorization from Detroit City Council to submit a grant application to Ballmer Group for the Criminal Justice Funding Opportunity Grant. The amount being sought is \$500,000.00. There is no City match requirement. The total project cost is \$500,000.00.)**

**NEIGHBORHOOD AND COMMUNITY SERVICE STANDING COMMITTEE**

**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS**

46. **Sheffield**, reso. autho. To submit a grant application to the U.S. Department of the Interior – National Park Service for the FY 2021 Outdoor Recreation Legacy Partnership Grant. **(The General Services Department is hereby requesting authorization from Detroit City Council to submit a grant application to the U.S. Department of the Interior – National Park Service for the FY 2021 Outdoor Recreation Legacy Partnership Grant. The amount being sought is \$900,000.00. The Federal share is 50 percent or \$900,000.00 of the requested amount and there is a required cash match of 50 percent or \$900,000.00. The total project cost is \$1,800,000.00)**
47. **Sheffield**, reso. autho. To Accept and Appropriate the Red Wings Jack Adams Ice Arena Asset Improvement Grant. **(The Detroit Red Wings Foundation has awarded the City of Detroit General Services Department with the Red Wings Jack Adams Ice Arena Grant, valued at \$20,000.00. The Funder share is valued at \$20,000.00, and there is a required cash match of \$15,903.00. The total project cost is \$35,903.00. The grant will be provided as a noncash Asset Improvement to Jack Adams Ice Arena, valued at \$35,903.00.)**

**GENERAL SERVICES DEPARTMENT**

48. **Sheffield**, reso. autho. To rename DPRD site number 317, known as Lafayette-NYCRR Playlot, located at 8118 West Lafayette Street - to Gonzalez Garcia Family Park. **(The General Services Department is requesting authorization from your Honorable Body to rename Lafayette-NYCRR Playlot located at 8118 West Lafayette Street to Gonzalez Garcia Family Park. In honor of Francisco and Maria Gonzalez who were long term family stewards of LafayetteNYCRR, holding key roles in the revitalization and adoption of the park, the surrounding community is requesting to rename this park in their memory and acknowledgement. Mr. and Mrs. Gonzalez were pillars of the community who tragically lost their lives in a fatal shooting on their way home from a Fourth of July gathering.)**

**NEW BUSINESS**

**CONSENT AGENDA**

**MEMBER REPORTS**

**ADOPTION WITHOUT COMMITTEE REFERENCE**

**COMMUNICATIONS FROM THE CLERK**

49. Report on approval of proceedings by the Mayor.

**TESTIMONIAL RESOLUTIONS AND SPECIAL PRIVILEGE**